BILL NO. Z-86-08-09

ZONING MAP ORDINANCE NO. Z-Withdrawn

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. L-2.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated as an M-1 (Light Industrial) District under the terms of Chapter 33 of the Code of the City of Fort Wayne, Indiana of 1974:

The South One-Half (1/2) of Lot Number Ten (10) in Ayres Addition to the City of Fort Wayne, Allen County, Indiana,

and the symbols of the City of Fort Wayne Zoning Map No. L-2, as established by Section 11 of Chapter 33 of the Code of the City of Fort Wayne, Indiana are hereby changed accordingly.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Councilmember

APPROVED AS TO FORM AND LEGALITY:

BRUCE O. BOXBERGER, CITY ATTORNEY

Read the first time in full and on motion by Eisbart seconded by GiaQuinta, and duly adopted, read the second ti by title and referred to the Committee Regulations (and the C Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wa Indiana, on _____, the _____ day of _____, 19____, at _____ o'clock ____.M.,

DATE: 6-10-86

Nadyde Eisbart
~~SANDRA E. KENNEDY, CITY CLERK~~
Deputy Clerk

Read the third time in full and on motion by _____ seconded by _____, and duly adopted, placed on it passage. PASSED (LOST) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	____	____	____	____	____
BRADBURY	____	____	____	____	____
BURNS	____	____	____	____	____
EISBART	____	____	____	____	____
GiaQUINTA	____	____	____	____	____
HENRY	____	____	____	____	____
REDD	____	____	____	____	____
SCHMIDT	____	____	____	____	____
STIER	____	____	____	____	____
TALARICO	____	____	____	____	____

Withdrawn

DATE: _____

SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL) (ZONING MAP) ORDINANCE (RESOLUTION) NO. _____ on the _____ day of _____, 19____

ATTEST: (SEAL)

SANDRA E. KENNEDY, CITY CLERK

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indian on the _____ day of _____, 19____ at the hour of _____ o'clock _____.M.,E.S.T.

SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this _____ day of _____ 19____, at the hour of _____ o'clock _____.M.,E.S.T.

WIN MOSES, JR., MAYOR

PETITION FOR ZONING ORDINANCE AMENDMENT

RECEIPT NO. _____

DATE FILED _____

THIS IS TO BE FILED IN DUPLICATE

INTENDED USE Landscape Supply
Mostly Delivery - Business

I/We Christabel Moore
(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne Indiana, by reclassifying from a/an R-3 District to a/an M-1 District the property described as follows:

South 1/2Lot 10 Ayres Addition

(Legal Descrption) If additional space is needed, use reverse side.

ADDRESS OF PROPERTY IS TO BE INCLUDED:

1328 Union Street Fort Wayne,Indiana

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one percentum (51%) or more of the property described in this petition.

(Name)	(Address)	(Signature)
Christabel Moore	1328 Union Street	Christabel Moore

(If additional space is needed, use reverse side.)

Legal Description checked by _____.
(OFFICE USE ONLY)

NOTE FOLLOWING RULES

All requests for deferrals, continuances, withdrawals, or requst that the ordinance be taken under advisement shall be filed in writing and be submitted to the City Plan Commission prior to the legal notice pertaining to the ordinai being sent to the newspaper for legal publication. If the request for deferra continuance or request that ordinances be taken under advisement is received prior to the publication of the legal ad being published the head of the Plan Commission staff shall not put the matter on the agenda for the meeting at whi it was to be considered. The Plan Commission staff will not accept request from petitioners for deferrals, continuances, withdrawals, or requests that an ordinance be taken under advisement, after the legal notice of said ordinance is forwarded to the newspaper for legal publication but shall schedule the mat for hearing before the City Plan Commission. (FILING FEE $50.00)

Name and address of the preparer, attorney or agent.

(Name)	(Address & Zip Code)	(Telephone Number)
Christabel Moore	1328 Union Street 46804	422-0756

COMMUNITY DEVELOPMENT AND PLANNING / Division of Long Range Planning & Zoning and (CITY PLAN COMMISSION) / Room #830, City-County Building, One Main Street, Fort Wayne, IN 46802 (PHONE: 219/ 427-1140).

Applicants, Property owners and preparer shall be notified of the Public Heari approximately ten (10) days prior to the meeting.

Legal Description of property to be rezoned.

Owners of Property

(Name)	(Address)	(Signature)

NOTE: All checks are to be made payable to: CITY OF FORT WAYNE

This form is to be filed in duplicate.

NOTICE:

FILING OF THIS APPLICATION GRANTS THE CITY OF FORT WAYNE PERMISSION TO POST "OFFICIAL NOTICE" ON THE PETITIONED PROPERTY.

FAILURE TO POST, OR TO MAINTAIN POSTING CAN PREVENT THE PUBLIC HEARING FROM BEING HELD.

79- 22155

THIS FORM HAS BEEN APPROVED BY THE INDIANA STATE BAR ASSOCIATION FOR USE BY LAWYERS ONLY. THE SELECTION OF A FORM OF INSTRUMENT, FILLING IN BLANK SPACES, STRIKING OUT PROVISIONS AND INSERTION OF SPECIAL CLAUSES, CONSTITUTES THE PRACTICE OF LAW AND MAY ONLY BE DONE BY A LAWYER.

Mail tax bills to:
CRISTABEL MOORE
1328 UNION STREET
PT. WAYNE, IN.

WARRANTY DEED

This indenture witnesseth that RALPH S. ADAMS, over the age of eighteen years,

of Allen *County in the State of* Indiana

Convey and warrant to CHRISTABEL MOORE one and the same as CHRISTABEL ERPS and over the age of eighteen years,

of Allen *County in the State of* Indiana
for and in consideration of One Dollar and Other Good and Valuable Considerations *the receipt whereof is hereby acknowledged, the following Real Estate in* Allen *County in the State of Indiana, to wit:*

The South One-Half (½) of Lot Number Ten (10) in Ayres Addition to the City of Fort Wayne, Allen County, Indiana.

Subject to: 1. Easements, rights-of-way and restrictions of public record. 2. Lien of taxes due and payable in November, 1979, and all subsequent taxes. 3. Restrictions in zoning ordinances. 4. Lien of all special assessments, if any.

79 JUL 25 AM 8:35
Virginia A. Fleming
ALLEN COUNTY RECORDER

State of Indiana, Allen **County, ss:**

Before me, the undersigned, a Notary Public in and for said County and State, this 20th *day of* July 1979 *personally appeared:*

RALPH S. ADAMS, over the age of eighteen years,

And acknowledged the execution of the foregoing deed. In witness whereof, I have hereunto subscribed my name and affixed my official seal. My commission expires 12-20 1981

Otta J Gray
Notary Public

Resident of Allen *County.*

Dated this 20th **Day of** July 1979

Ralph S Adams Seal
Ralph S Adams

Seal

DULY ENTERED FOR TAXATION
JUL 25 1979
Gloria J. Gaughan
AUDITOR OF ALLEN COUNTY

Seal

Seal

Seal

This instrument prepared by William N. Salin *Attorney at Law*

Call Patty-7431

MAIL TO:

INSTRUMENT # 5617

COPYRIGHT THE ALLEN COUNTY INDIANA BAR ASSOCIATION, INC. Rev. 6

1328 Union St.
Fort Wayne, In. 46802
August 12, 1986

The Fort Wayne City Plan commision members:

I respectively request that the petition for rozoning the property at 1328 Union Street from R-3 to M-1 be cancelled at this time. Case # 200.

Sincerely,
Chris Moore
Chris Moore

RESOLUTIQN OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on June 10, 1986, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-86-06-09; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as require by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on June 16, 1986; and,

WHEREAS, a letter requesting WITHDRAWAL of the proposed ordinance has been filed with the City Plan Commission.

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance be withdrawn in accordance with the written request.

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

Certified and signed this
12th day of August 1986.

Melvin O. Smith
Secretary

FACT SHEET

Z-86-06-09
BILL NUMBER

Division of Community Development & Planning

BRIEF TITLE	APPROVAL DEADLINE	REASON
Zoning Ordinance Amendment		

DETAILS

Specific Location and/or Address
1328 Union Street

Reason for Project

WITHDRAWN AT PETITIONER'S REQUEST

Discussion (Including relationship to other Council actions)

POSITIONS	RECOMMENDATIONS
Sponsor	City Plan Commission
Area Affected	**City Wide** **Other Areas**
Applicants/ Proponents	**Applicant(s)** Christabel Moore **City Department** **Other**
Opponents	**Groups or Individuals** **Basis of Opposition**
Staff Recommendation	☐ For ☐ Against **Reason Against**
Board or Commission Recommendation	**By** ☐ For ☐ Against ☐ No Action Taken ☐ For with revisions to condition (See Details column for condition
CITY COUNCIL ACTIONS (For Council use only)	☐ Pass ☐ Other ☐ Pass (as amended) ☐ Hold ☐ Council Sub. ☐ Do not pas

DETAILS

POLICY/PROGRAM IMPACT

Policy or Program Change	☐ No ☐ Yes
Operational Impact Assessment	

(This space for further discussion)

Project Start — Date 16 May 1986

Projected Completion or Occupancy — Date 12 August 1986

Fact Sheet Prepared by — Date 12 August 1986

Patricia Biancaniello

Reviewed by — Date 12 Aug. 1986

Gary Baxter

Reference or Case Number

ORIGINAL

Admn. Appr. _____

COUNCILMANIC DISTRICT No. ____ DIGEST SHEET ORIGINAL

TITLE OF ORDINANCE Zoning Ordinance Amendment

DEPARTMENT REQUESTING ORDINANCE Land Use Management - CD&P 3-16-06-09

SYNOPSIS OF ORDINANCE 1328 Union Street

EFFECT OF PASSAGE Property is now zoned R-3 - Multi Family Residential.

~~Property will become M-1 Light Industrial.~~

EFFECT OF NON-PASSAGE Property will remain R-3 - Multi Family Residential.

MONEY INVOLVED (Direct Costs, Expenditures, Savings)

(ASSIGN TO COMMITTEE (J.N.)

BILL NO. Z-86-08-09

REPORT OF THE COMMITTEE ON REGULATIONS

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS REFERRED AN (ORDINANCE) ~~(RESOLUTION)~~ XXXXXXXXXX amending the City of Fort Wayne Zoning Map No. L-2

HAVE HAD SAID (ORDINANCE) ~~(RESOLUTION)~~ UNDER CONSIDERATION AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE) ~~(RESOLUTION)~~ WITHDRAWN

YES		NO
	BEN A. EISBART CHAIRMAN	
Janet G. Bradbury	JANET G. BRADBURY VICE CHAIRWOMAN	
	DONALD J. SCHMIDT	
	THOMAS C. HENRY	
	CHARLES B. REDD	

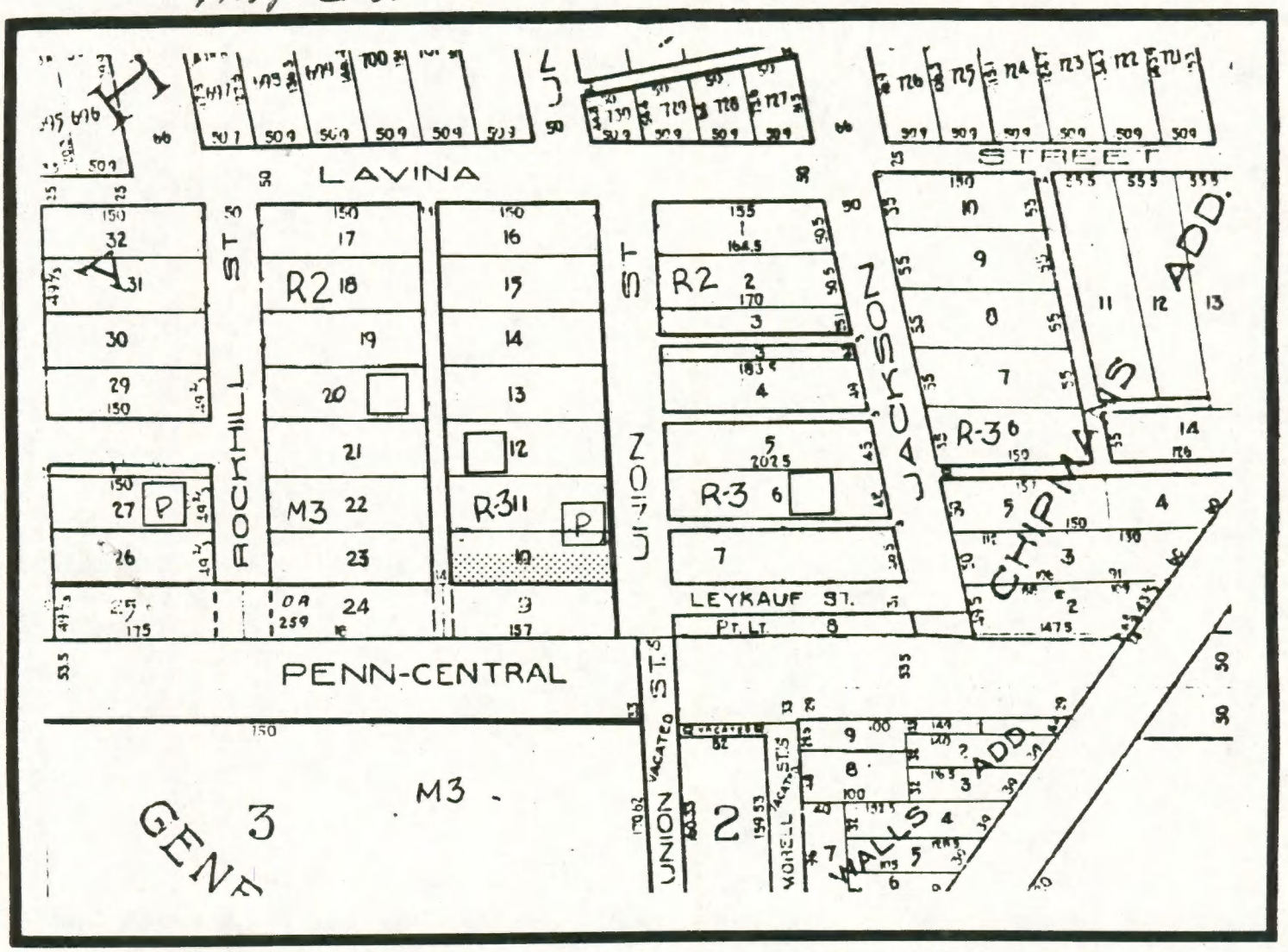
CONCURRED IN 8-26-86

SANDRA E. KENNEDY
CITY CLERK

REZONING PETITION #300

A PETITION TO AMEND THE ZONING MAP BY RECLASSIFYING THE DESCRIBED PROPERTY FROM AN R-3 TO AN M-1 DISTRICT.

Map L-2



ZONING:

R-2 TWO FAMILY RESIDENCE
R-3 MULTIPLE FAMILY RESIDENCE
M-3 HEAVY INDUSTRY

LAND USE:

□ SINGLE FAMILY DWELLING
[P] PUBLIC

N

SCALE: 1" = 100'

DATE: 5-23-86